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SENATE BILL 682

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

H. Diane Snyder

AN ACT

RELATING TO VOLUNTEER FIREFIGHTERS' RETIREMENT; PROVIDING A
PROCEDURE TO ADJUST SERVICE CREDIT FOR SERVICE PRIOR TO
JANUARY 1, 2003.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 10-11A-6 NMSA 1978 (being Laws 1983,
Chapter 263, Section 6, as amended) is amended to read:

"10-11A-6. DETERMINATION OF SERVICE CREDIT. --

A. A member may claim one year of service credit
for each year in which a fire department certifies that the
member:

(1) attended seventy-five percent of all
scheduled fire drills;

(2) attended seventy-five percent of all
scheduled business meetings; and

underscored material = new
[bracketed material] = delete

1 (3) participated in at least fifty percent of
2 all emergency response calls for which the fire department held
3 him responsible to attend.

4 B. The chief of each fire department shall submit
5 to the association by March 31 of each year the records of
6 attendance of members for emergency response calls, fire drills
7 and business meetings during the preceding calendar year;
8 provided, he shall:

9 (1) submit such records on forms provided by
10 the association;

11 (2) acknowledge the truth of the records under
12 oath before a notary public; and

13 (3) have the notarized forms signed by the
14 mayor, if distributions from the fire protection fund for the
15 fire department are made to an incorporated municipality, or
16 the chairman of the county commission, if distributions from
17 the fire protection fund for the fire department are made to an
18 independent fire district.

19 C. For service credit that has been earned but not
20 credited pursuant to Subsection B of this section, a member may
21 post or adjust service credit earned for one or more calendar
22 years prior to January 1, 2003 by filing with the association
23 no later than December 31, 2003:

24 (1) a copy of the state fire marshal's records
25 or the records of the member's fire department indicating the
member's record of attendance for emergency calls, fire drills

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and business meetings during the calendar years for which
service credit is claimed; and
(2) a completed "Corrected Qualification Record"
or "Adjusted Qualification Record" as prescribed by the board.
D. Failure to timely provide the records required
pursuant to Subsection C of this section shall result in the
loss of the member's service credit not credited pursuant to
Subsection B of this section."